

UNITED STATES DISTRICT COURT

for the

Southern District of Indiana

United States of America

v.

Javier Fernandez

Case No: 1:10CR00167-002

USM No: 09730-028

Date of Original Judgment: 08/29/2012

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Pro Se

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

(Complete Parts I and II of Page 2 when motion is granted)

The defendant received the mandatory minimum sentence required by statute.



Except as otherwise provided, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 9/17/2015

Effective Date: _____
(if different from order date)

LARRY J. MCKINNEY, JUDGE
United States District Court
Southern District of Indiana

Distribution:

Javier Fernandez
Reg. No. 09730-028
McRae Correctional Facility
P.O. Drawer 30
McRae, GA 31055

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